

# State of South Dakota

## EIGHTY-THIRD SESSION LEGISLATIVE ASSEMBLY, 2008

831P0124

### SENATE BILL NO. 111

Introduced by: Senators Duenwald, Abdallah, Apa, Garnos, Hansen (Tom), Hauge, Lintz, Maher, McCracken, Napoli, Peterson (Jim), and Schmidt (Dennis) and Representatives Brunner, Cutler, DeVries, Gilson, Hackl, Jerke, Juhnke, Kirkeby, Koistinen, Lucas, Novstrup (David), Olson (Russell), Rausch, Steele, and Turbiville

1 FOR AN ACT ENTITLED, An Act to extend the prohibition of road hunting of big game to  
2 include all firearms.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 41-9-1.2 be amended to read as follows:

5 41-9-1.2. No person may hunt big game on interstate highways or controlled access facilities  
6 as defined in § 31-8-1 within this state.

7 No person may discharge a ~~rifle~~ firearm or bow and arrow at a big game animal from within  
8 the right-of-way of an improved public highway. However, any person who possesses a disabled  
9 hunter permit issued by the department to shoot from a vehicle as provided in § 41-8-37 may  
10 hunt on public rights-of-way adjoining publicly-owned hunting areas and on rights-of-way  
11 adjoining private lands with the written permission of the owner or lessee.

12 Retrieval of lawfully taken big game is permitted on all public rights-of-way.

13 A violation of this section is a Class 2 misdemeanor.

